



SYNOPSIS

Prefiled House Bills and Joint Resolutions
2013 Maryland General Assembly

January 9, 2013
Schedule 1

PLEASE NOTE: The following legislation was prefiled for the 2013 Session.

HOUSE BILLS INTRODUCED JANUARY 9, 2013

HB 1 Delegate K. Kelly, et al

CRIMINAL LAW – CANNABIMIMETIC AGENTS – PROHIBITION

Listing cannabimimetic agents on Schedule I for purposes of designating controlled dangerous substances that may not be legally used, possessed, or distributed; and defining cannabimimetic agents.

EFFECTIVE OCTOBER 1, 2013

CR, § 5-101(e) - added and § 5-402(d) - amended

Assigned to: Judiciary

HB 2 Delegate Sophocleus

CREATION OF A STATE DEBT – ANNE ARUNDEL COUNTY – MEADE HIGH SCHOOL CONCESSION STAND

Authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Education of Anne Arundel County for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the concession stand and bathrooms at Meade High School, located in Fort Meade; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

HB 3 Delegate Beidle**MOTOR VEHICLES – MOPEDS AND MOTOR SCOOTERS – VALID DRIVERS’ LICENSES OR PERMITS**

Requiring an individual who is operating a moped or motor scooter on a highway in the State to possess a valid driver’s license or a valid moped operator’s permit issued to the individual.

EFFECTIVE OCTOBER 1, 2013

TR, § 16-101(b) - amended

Assigned to: Environmental Matters

HB 4 Delegates Haddaway–Riccio and Eckardt**ALCOHOLIC BEVERAGES – BREWERY LICENSE – ON–PREMISES CONSUMPTION**

Authorizing brewery licensees to sell beer for on–site consumption not to exceed 6,000 barrels of beer annually.

EFFECTIVE JULY 1, 2013

Art. 2B, § 2-206 - amended

Assigned to: Economic Matters

HB 5 Delegate Hixson**CREATION OF A STATE DEBT – MONTGOMERY COUNTY – PYRAMID ATLANTIC ART CENTER SPACE AT THE SILVER SPRING LIBRARY**

Authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of the Pyramid Atlantic Art Center, Inc. for the design and construction of the Pyramid Atlantic Art Center Space at the Silver Spring Library, located in Silver Spring; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 6 Delegate Hixson**CREATION OF A STATE DEBT – MONTGOMERY COUNTY – TAKOMA PARK SILVER SPRING SHARED USE COMMUNITY KITCHEN**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Crossroads Community Food Network, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Takoma Park Silver Spring Shared Use Community Kitchen, located in Takoma Park; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 7 Delegate Bohanan**SOUTHERN MARYLAND HIGHER EDUCATION COUNCIL – MODIFICATIONS**

Increasing the number of members on the Southern Maryland Higher Education Council from 12 to 13 by adding a member of the public with extensive knowledge of higher education in Maryland, appointed by the Governor; requiring the Maryland Higher Education Commission to provide staff for the Council; altering to December 1, 2013, the deadline for the Council to submit a final report; and extending the termination provisions relating to the Council by 1 year.

EFFECTIVE JUNE 1, 2013

Chapter 622 of the Acts of 2011 - amended

Assigned to: Appropriations

HB 8 Delegate Vitale**ESTATES AND TRUSTS – GUARDIANSHIP ACCOUNTS – FORM AND LIMITS**

Authorizing a guardian of the property of a minor in a proceeding before an orphans' court to petition the court to deposit cash belonging to the minor in an amount not exceeding \$200,000 into a single account; and authorizing a deposit under the Act to be made into any type of account at a federally insured financial institution, including a certificate of deposit.

EFFECTIVE OCTOBER 1, 2013

ET, § 13-209.1 - added

Assigned to: Judiciary

HB 9 Delegate Hixson**HEALTH – FOOD ALLERGY AWARENESS**

Requiring a food establishment, beginning March 1, 2014, to display a specified poster relating to food allergies in a specified manner and include a notice to customers on menus provided by the food establishment; requiring specified individuals to view a specified video and be knowledgeable about issues concerning food allergies and food preparation; requiring the Department, in consultation with specified entities, to develop a specified program for food establishments to be designated as food allergy friendly; etc. EFFECTIVE OCTOBER 1, 2013

HG, § 21-330.2 and SG, § 13-601 - added

Assigned to: Health and Government Operations

HB 10 Delegate Haddaway–Riccio**FAMILY LAW – DENIAL OF CUSTODY OR VISITATION – SEXUAL ABUSE OF A MINOR**

Prohibiting a court, except under specified circumstances or unless good cause for the award of custody or visitation is shown, from awarding custody of a child or visitation with a child to a parent who has been found guilty of sexual abuse of a minor; and applying the Act prospectively.

EFFECTIVE OCTOBER 1, 2013

FL, § 9-101.2 - amended

Assigned to: Judiciary

HB 11 Delegate McMillan**MARYLAND–MINED COAL TAX CREDIT – REPEAL**

Repealing specified tax credits allowed against the public service company franchise tax and State income tax for the purchase of Maryland–mined coal; providing for the application of the Act to tax years after 2012; etc.

EFFECTIVE JULY 1, 2013

TG, §§ 8-406(b) and 10-704.1 - repealed

Assigned to: Ways and Means

HB 12 Delegate Arora**CRIMES – AIMING LASER POINTER AT AIRCRAFT**

Making it a misdemeanor to knowingly and willfully shine, point, or focus the beam of a laser pointer on an individual operating an aircraft; exempting specified individuals under specified circumstances from provisions of the Act; specifying a penalty; and specifying that a sentence imposed under the Act is in addition to a specified other sentence.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-807 - added

Assigned to: Judiciary

HB 13 Delegate Cane**STATE DESIGNATIONS – STATE SANDWICH – SOFT-SHELL CRAB SANDWICH**

Designating the soft-shell crab sandwich as the State sandwich.

EFFECTIVE OCTOBER 1, 2013

SG, § 13-322 - added

Assigned to: Health and Government Operations

HB 14 Delegates Simmons and K. Kelly**CRIMINAL LAW – PART-TIME SCHOOL EMPLOYEES AND COACHES – SEXUAL CONTACT WITH MINORS**

Altering the definition of a “person in a position of authority” prohibited from engaging in a sexual act, sexual contact, or vaginal intercourse with a specified person under a specified age under specified circumstances to include any employee, including a part-time employee or coach of a specified age who exercises supervision of the person.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-308 - amended

Assigned to: Judiciary

HB 15 Delegate Bromwell**SECONDHAND PRECIOUS METAL OBJECT DEALERS – LOCATIONS FOR TRANSACTION OF BUSINESS**

Authorizing a secondhand precious metal object dealer to transact business for up to 7 consecutive days at an event that takes place at a location other than the fixed business address at which a specified transaction may occur after giving written notice at least 7 days in advance to the primary and the local law enforcement units with jurisdiction over the place where the event will be held; and providing for an exception.

EFFECTIVE OCTOBER 1, 2013

BR, § 12-206 - amended

Assigned to: Economic Matters

HB 16 Delegates Arora and Kipke**STATE GOVERNMENT – ADMINISTRATIVE PROCEDURE ACT – EFFECTIVE DATE OF ADOPTED REGULATIONS**

Altering the effective date of specified regulations adopted under the Administrative Procedure Act.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-117 - amended

Assigned to: Health and Government Operations

HB 17 Delegate Reznik**ELECTIVE FRANCHISE – REGISTRATION AND VOTING AT POLLING PLACES**

Authorizing the General Assembly to provide by suitable enactment a process to allow a qualified voter to register and vote on election day at a specified polling place in a specified precinct or on a specified day before election day at a specified polling place; making a stylistic change; and submitting the amendment to the qualified voters of the State for their adoption or rejection.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. I, §§ 1 and 2 - amended and § 2A - added

Assigned to: Ways and Means

HB 18 Delegate Vitale**ANNE ARUNDEL COUNTY – ALCOHOLIC BEVERAGES –
REFILLABLE CONTAINER LICENSE**

Creating in Anne Arundel County a refillable container license; authorizing the Board of License Commissioners to issue the license to a holder of a Class A license or a Class D license; specifying that a holder of the license may sell draft beer for consumption off the licensed premises in a specified refillable container; requiring a refillable container to meet specified requirements; requiring an applicant for the license to complete a form and pay a specified fee; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, § 8-202(1) - added

Assigned to: Economic Matters

HB 19 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISE WAIVER DISCLOSURE ACT**

Altering the frequency and content of specified reports on waivers of minority business enterprise goals as submitted by specified units to the Board of Public Works and the Governor's Office of Minority Affairs; and requiring the Governor's Office of Minority Affairs to post specified reports on its Web site.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-302(a)(8) - amended

Assigned to: Health and Government Operations

HB 20 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISE PROGRAM – PARTICIPATION
SUBGOALS – PRIME CONTRACTORS**

Requiring, under specified circumstances, a unit of State government to count the dollar value of a procurement contract made directly or indirectly with a prime contractor that is a certified minority business enterprise toward meeting the certified minority business enterprise participation subgoal on the contract.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-302 - amended

Assigned to: Health and Government Operations and Economic Matters

HB 21 Delegate Vitale**PROPERTY TAX – EXEMPTION FOR BLIND INDIVIDUALS AND SURVIVING SPOUSES**

Increasing the amount of a property tax exemption for dwelling houses owned by specified blind individuals or surviving spouses of blind individuals from \$15,000 of the assessed value of the dwelling to \$30,000; etc.

EFFECTIVE JUNE 1, 2013

TP, § 7-207 - amended

Assigned to: Ways and Means

HB 22 Delegate Nathan–Pulliam**ADOPTION – ACCESS TO BIRTH AND ADOPTION RECORDS AND SEARCH, CONTACT, AND REUNION SERVICES**

Making provisions of law authorizing access to birth and adoption records by specified adoptees and biological parents applicable to adoptions in which a juvenile court entered an order for adoption before January 1, 2000; repealing provisions of law limiting, under specified circumstances, access to specified information in birth and adoption records by adoptees and biological parents for adoptions in which a juvenile court entered an order for adoption on or after January 1, 2000, except under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

FL, Various Sections - amended and HG, § 4-219(d) - added

Assigned to: Judiciary

HB 23 Delegate Beidle**CONDOMINIUMS AND HOMEOWNERS ASSOCIATIONS – CONTRACTS FOR RESALE – NOTICE OF POTENTIAL SPECIAL ASSESSMENTS**

Providing that a contract for the resale of a unit in a condominium by a unit owner other than a developer is not enforceable unless the contract contains a specified notice and the unit owner furnishes to the purchaser specified information concerning potential special assessments; and providing that a contract for the resale of a lot in a development subject to the authority of a homeowners association is not enforceable by the vendor unless the purchaser is given a specified notice concerning potential special assessments.

EFFECTIVE OCTOBER 1, 2013

RP, §§ 11-135 and 11B-106 - amended

Assigned to: Environmental Matters

HB 24 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISES – TIME FRAME AND MONITORING OF PAYMENTS**

Requiring the Board of Public Works to adopt specified regulations that require a unit to authorize payment to a prime contractor within a specified number of days after completion of the work required by contracts containing minority business enterprise participation goals; and requiring the Board, in conjunction with the Governor's Office of Minority Affairs, to establish a process for monitoring specified payments.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-303(b)(19) and (20) - added and amended

Assigned to: Health and Government Operations

HB 25 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISES – BOARD OF PUBLIC WORKS – REGULATIONS**

Requiring the Board of Public Works to adopt regulations that impose a penalty on a prime contractor if minority business enterprises listed in a successful bid do not participate to the extent listed in the project; and requiring the Board to adopt regulations to require a unit to provide notice to all subcontractors of record for a minority business enterprise procurement contract when payment is made to the prime contractor.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-303 - amended

Assigned to: Health and Government Operations

HB 26 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISE PROGRAM – FORMER SUBCONTRACTORS TRANSITIONING TO PRIME CONTRACTORS**

Requiring the Board of Public Works to adopt regulations under the minority business enterprise program that recognize and give credit to former subcontractors that submit bids as prime contractors on specified procurement contracts.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-303 - amended

Assigned to: Health and Government Operations

HB 27 Delegate Cluster**CORRECTIONAL SERVICES – CHILD PORNOGRAPHY OFFENDERS –
DIMINUTION CREDITS AND PAROLE**

Prohibiting an inmate who is serving a sentence in a State or local correctional facility for committing specified child pornography offenses from earning diminution credits to reduce the inmate's term of confinement, being released on parole in order to undergo specified treatment, being eligible for parole consideration, or receiving specified deductions from the inmate's term of confinement.

EFFECTIVE OCTOBER 1, 2013

CS, §§ 3-702, 7-301(a), and 11-502 - amended and § 7-301(e) - added

Assigned to: Judiciary

HB 28 Delegate Cluster**PUBLIC SAFETY – HANDGUN PERMITS – RENEWAL PERIOD FOR
RETIRED LAW ENFORCEMENT OFFICER**

Establishing that a handgun permit issued to a retired law enforcement officer of the State or a county or municipal corporation of the State expires on the last day of the holder's birth month following 5 years after the date the permit is issued and may be renewed for successive periods of 5 years each if, at the time of an application for renewal, the applicant possesses the qualifications for the issuance of a permit.

EFFECTIVE OCTOBER 1, 2013

PS, § 5-309 - amended

Assigned to: Judiciary

HB 29 Delegate Vitale**ELECTRIC COMPANIES – RATE ADJUSTMENT OR FEES TO
RECOVER PROFITS LOST DURING SERVICE DISRUPTION –
PROHIBITION**

Prohibiting the Public Service Commission from authorizing an electric company to adjust the electric company's rates or impose any fee to recover profits lost during a disruption in electrical service.

EFFECTIVE OCTOBER 1, 2013

PU, § 4-307 - added

Assigned to: Economic Matters

HB 30 Delegate Smigiel**GAMING – VIDEO LOTTERY TERMINALS – REPEAL OF CONSTITUTIONAL AMENDMENT – CHANGES TO STATUTORY PROVISIONS**

Repealing Article XIX – Video Lottery Terminals of the Maryland Constitution; submitting this amendment to the qualified voters of the State for their adoption or rejection; specifying in statutory law that the primary purpose of the operation of video lottery terminals is to raise revenue for specified public education goals; and requiring in statutory law that a video lottery facility comply with all applicable planning and zoning laws of the local jurisdiction.

CONSTITUTIONAL AMENDMENT – CONTINGENT – VARIOUS EFFECTIVE DATES

Maryland Constitution, Art. XIX, § 1 - repealed and SG, §§ 9-1A-02 and 9-1A-11 - amended

Assigned to: Ways and Means

HB 31 Delegates Arora and Dumais**CRIMINAL LAW – FOURTH-DEGREE SEX OFFENSE – SCHOOL EMPLOYEES AND CONTRACTORS**

Altering the definition of “person in a position of authority” relating to prohibiting an individual from engaging in a sexual act, sexual contact, or vaginal intercourse with a minor under specified circumstances to remove a limitation to full-time employees and to include specified contractors or persons employed by or under contract with contractors.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-308 - amended

Assigned to: Judiciary

HB 32 Delegate Arora**DRUNK DRIVING – TRANSPORTING MINOR – IGNITION INTERLOCK SYSTEM PROGRAM**

Requiring individuals who are convicted of specified alcohol-related driving offenses involving transportation of a minor to successfully complete the Ignition Interlock System Program.

EFFECTIVE OCTOBER 1, 2013

TR, § 16-404.1(d)(1)(i) - amended

Assigned to: Judiciary

HB 33 Delegate B. Robinson**PROCUREMENT – MINORITY BUSINESS ENTERPRISE DIRECTORY – CONTRACT AMOUNT**

Requiring the minority business certification agency to include the total dollar amount paid by a unit to a minority business enterprise under each contract in a specified minority business enterprise directory.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-304(a) - amended

Assigned to: Health and Government Operations

HB 34 Delegate Aumann**STATE GOVERNMENT – COMMEMORATIVE DAY – GERMAN–AMERICAN HERITAGE DAY**

Requiring the Governor annually to proclaim October 3 as German–American Heritage Day; and requiring the proclamation to urge educational and cultural organizations to observe the day with appropriate programs, ceremonies, and activities.

EFFECTIVE JULY 1, 2013

SG, § 13-411 - added

Assigned to: Health and Government Operations

HB 35 Delegate K. Kelly**CRIMINAL LAW – WEARING, CARRYING, OR TRANSPORTING A HANDGUN – ACTIVE ASSIGNMENT EXCEPTION**

Modifying an exception to the prohibition against wearing, carrying, or transporting handguns that limits the exception to a specified person on active assignment engaged in law enforcement.

EFFECTIVE OCTOBER 1, 2013

CR, § 4-203(b)(1) - amended

Assigned to: Judiciary

HB 36 Delegates Wilson and Arora**VEHICLE LAWS – SEAT BELTS AND CHILD SAFETY SEATS**

Altering the standard for the number of seat belts required to be equipped in the front and back seats of specified motor vehicles; altering, and extending the application of, the definition of the term “seat belt”; clarifying the circumstances under which specified restraint devices may be sold; altering specified penalties for violations of specified provisions relating to the use of seat belts and child safety seats; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 16-113(d-1), 22-412, 22-412.2, 22-412.3, and 27-106(b) - amended

Assigned to: Environmental Matters

HB 37 Delegate Nathan–Pulliam**STATE GOVERNMENT – COMMEMORATIVE DAYS – MARYLAND CENTENARIANS DAY**

Requiring the Governor annually to proclaim the second Thursday in May as Maryland Centenarians Day.

EFFECTIVE OCTOBER 1, 2013

SG, § 13-411 - added

Assigned to: Health and Government Operations

HB 38 Delegate Smigiel**PUBLIC SAFETY – HANDGUN PERMITS – APPLICANT QUALIFICATIONS**

Altering a list of criteria, a finding of which requires the Secretary of State Police to issue a handgun permit to a person, to include a finding that the person has demonstrated competence with a handgun by presenting specified evidence; and repealing the requirement that the Secretary find that a person has a good and substantial reason to wear, carry, or transport a handgun before issuing a handgun permit to the person.

EFFECTIVE JUNE 1, 2013

PS, § 5-306 - amended

Assigned to: Judiciary

HB 39 Delegate Cluster**BALTIMORE COUNTY REVENUE AUTHORITY – MEMBER QUALIFICATIONS – CRIMINAL CONVICTION PROHIBITION**

Providing that a member of the Baltimore County Revenue Authority may not have been convicted of, or pleaded guilty or nolo contendere to, a felony or a misdemeanor other than a minor traffic violation; and requiring the Baltimore County Executive, after providing notice and an opportunity for a public hearing, to remove a member of the authority who has been convicted of, or pleaded guilty or nolo contendere to, a felony or a misdemeanor other than a minor traffic violation.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

PLL of Balt Co, Art. 3, § 9-1-102 - amended

Assigned to: Environmental Matters

HB 40 Delegate Carr**RESIDENTIAL PROPERTY SALES – DISCLOSURE OF UTILITY CONSUMPTION**

Requiring a vendor of single family residential property to display or make available specified utility information under specified circumstances in a specified manner; authorizing a vendor to provide to prospective purchasers a specified home energy rating score; providing that specified information is provided without warranties; providing that the failure of a seller to provide specified information to the purchaser does not give the purchaser the right to rescind a contract; etc.

EFFECTIVE OCTOBER 1, 2013

RP, § 10-702.1 - added

Assigned to: Environmental Matters

HB 41 Delegate Cluster**BALTIMORE COUNTY REVENUE AUTHORITY – APPROVAL OF APPOINTMENTS**

Providing that appointments to the Baltimore County Revenue Authority by the Baltimore County Executive are subject to the consent of the Baltimore County Delegation to the General Assembly.

EFFECTIVE OCTOBER 1, 2013

PLL of Balt Co, Art. 3, § 9-1-102(b) - amended

Assigned to: Environmental Matters

HB 42 Delegate Cane**CREATION OF A STATE DEBT – TALBOT COUNTY – EASTON HEAD START CENTER**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of Shore Up!, Inc. for the construction and capital equipping of the Easton Head Start Center, located in Easton; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Appropriations

HB 43 Delegate Glass**INCOME TAX CREDIT FOR QUALIFYING EMPLOYEES – SUNSET REPEAL AND EXPANSION**

Repealing termination provisions and altering dates of applicability for specified tax credits for employers that hire qualifying individuals with disabilities; authorizing employers that hire qualifying veterans to claim an income tax credit for specified wages paid; etc.

VARIOUS EFFECTIVE DATES

Ch. 112 of the Acts of 1997, §§ 4 and 6, as amended, Ch. 113 of the Acts of 1997, §§ 4 and 6, as amended, and TG, § 10-704.7 - amended

Assigned to: Ways and Means

HB 44 Delegate Vitale**ENVIRONMENT – MARYLAND CLEAN WATER FUND – USES**

Requiring the Department of the Environment to use specified penalties or fines that are paid into the Maryland Clean Water Fund to restore specified areas associated with the penalty or fine; restricting the use of specified penalties or fines for administrative purposes; making technical changes; etc.

EFFECTIVE OCTOBER 1, 2013

EN, § 9-320 - amended

Assigned to: Environmental Matters

HB 45 Delegate McMillan**REAL PROPERTY – RESIDENTIAL LEASES – INTEREST ON SECURITY DEPOSITS**

Changing the interest rate paid on a security deposit at the end of a tenancy under a residential lease or by a mobile home park owner and when an evicted or ejected tenant makes a timely written demand for return of the security deposit from 3% per annum to the daily U.S. Treasury yield curve rate for 1 year, as of the first business day of each year, or 1.5%, whichever is greater; requiring the Department of Housing and Community Development to maintain on its Web site a specified list or calculator; applying the Act prospectively; etc.

EFFECTIVE JANUARY 1, 2014

RP, §§ 8-203(e) and (h) and 8A-1001(f) - amended and § 8-203(k) - added

Assigned to: Environmental Matters

HB 46 Delegate B. Robinson**BALTIMORE CITY – 40TH AND 41ST LEGISLATIVE DISTRICTS – ALCOHOLIC BEVERAGES – STORE CLOSING HOURS**

Setting 10 p.m. as the time at which establishments issued specified Class A alcoholic beverages licenses in the 40th and 41st Legislative Districts in Baltimore City must stop selling alcoholic beverages.

EFFECTIVE JULY 1, 2013

Art. 2B, §§ 11-302(a) and 11-303(a) - amended

Assigned to: Economic Matters

HB 47 Delegate McMillan**INCOME TAX – JOINT RETURNS – MARRIED COUPLES**

Requiring, except under specified circumstances, a married couple who files a joint federal income tax return to file a joint Maryland income tax return; requiring a married couple who does not file a joint federal income tax return to file a joint Maryland income tax return or a married filing separately Maryland income tax return; and applying the Act to taxable years beginning after December 31, 2012.

EFFECTIVE JULY 1, 2013

TG, § 10-807 - amended

Assigned to: Ways and Means

HB 48 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISES – NOT-FOR-PROFIT ENTITIES**

Excluding a not-for-profit entity organized to promote the interests of physically or mentally disabled individuals from a specified definition of minority business enterprise; prohibiting specified contracts from being counted as part of a unit of State government's total dollar value of procurement contracts; etc.

EFFECTIVE JULY 1, 2013

SF, §§ 14-301 and 14-302(a)(1) and (11) - amended and § 14-302(a)(12) - added

Assigned to: Health and Government Operations

HB 49 Delegate B. Robinson**ELECTION LAW – PETITIONS – CONFIDENTIALITY**

Prohibiting a sponsor or circulator of a petition from disclosing to the public specified information that an individual includes on a petition; prohibiting public inspection of a petition after the petition is filed with the State Board of Elections or a county board of elections, subject to an exception; requiring a custodian to permit a person to inspect a petition if the person requires access to the petition to facilitate judicial review of a determination concerning the sufficiency of the petition; etc.

EFFECTIVE OCTOBER 1, 2013

EL, § 6-203(a) - amended and EL, § 6-205(e) and SG, § 10-616(v) - added

Assigned to: Ways and Means

HB 50 Delegate B. Robinson**MINORITY BUSINESS ENTERPRISE CERTIFICATION – CAP ON PERSONAL NET WORTH**

Increasing to \$3,000,000 the amount of the cap on the personal net worth requirement for certification as a minority business enterprise.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-301(j) - amended

Assigned to: Health and Government Operations

HB 51 Delegate Smigiel**VEHICLE LAWS – SPECIAL REGISTRATION PLATE – UNITED STATES ARMED FORCES**

Requiring the Motor Vehicle Administration to develop and make available for specified vehicles a registration plate honoring the armed forces of the United States; requiring that fees charged for the plates be used only for specified purposes; requiring a registration plate issued under the Act to contain a specified graphic design and specified words; requiring the Administration to adopt regulations to carry out the provisions of the Act; etc.
EFFECTIVE OCTOBER 1, 2013

TR, § 13-619.3 - added

Assigned to: Environmental Matters

HB 52 Delegate Hixson**SALES AND USE TAX – TAX-FREE PERIODS – UNIVERSITY AND COLLEGE TEXTBOOKS**

Designating specified periods each year to be tax-free periods during which an exemption from the sales and use tax is provided for the sale of specified textbooks purchased by full-time or part-time students enrolled at specified higher education institutions; etc.

EFFECTIVE JULY 1, 2013

TG, § 11-232 - added

Assigned to: Ways and Means

HB 53 Delegate B. Robinson**STATE PROCUREMENT – USE OF STATE RESIDENTS AND BUSINESSES**

Requiring a State procurement unit to adopt regulations concerning the use of State residents and businesses for specified procurement contracts; requiring that the regulations require a unit to make a determination before awarding each procurement contract concerning resident bidders or resident offerors; requiring that the regulations encourage a nonresident bidder or nonresident offeror that is awarded a procurement contract to employ State residents and use State businesses in the performance of the procurement contract; etc.

EFFECTIVE OCTOBER 1, 2013

SF, § 14-401 - amended

Assigned to: Health and Government Operations

HB 54 Delegate B. Robinson**CRIMINAL PROCEDURE – STATE VULNERABLE–ADULT ABUSER
REGISTRY**

Requiring individuals convicted of vulnerable–adult abuse to register with a specified supervising authority by a specified time and to register annually with a local law enforcement unit for a specified term; requiring a specified registration to include a digital image that shall be updated at least once each year; requiring the Department of Public Safety and Correctional Services to establish a specified registry and to provide specified information on the Internet; establishing penalties for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2013

CP, §§ 11-7A-01 through 11-7A-11 - added

Assigned to: Health and Government Operations and Judiciary

HB 55 Delegate B. Robinson**LABOR AND EMPLOYMENT – SICK LEAVE POLICY –
REQUIREMENT**

Requiring an employer to have a policy under which an employee of the employer earns sick leave days each month based on the number of hours worked by the employee; requiring the sick leave policy to have a provision relating to the prevention of the abuse of sick leave by employees; etc.

EFFECTIVE OCTOBER 1, 2013

LE, § 3-803 - added

Assigned to: Economic Matters

HB 56 Delegates Smigiel and Dumais**PROFESSIONAL COUNSELORS AND THERAPISTS –
QUALIFICATIONS, SURRENDER OF LICENSES AND CERTIFICATES,
AND DISCIPLINARY ACTIONS**

Requiring applicants who intend to practice as specified counselors and therapists to submit to a criminal history records check; requiring the State Board of Professional Counselors and Therapists to report admissions of guilt accompanying the surrender of a license or certificate to a local law enforcement agency; authorizing the Board to take specified disciplinary actions against specified individuals for engaging in sexual behavior with a patient during specified periods of time; etc.

EFFECTIVE OCTOBER 1, 2013

HO, §§ 17-301.1, 17-301.2, 17-401.1, and 17-503(d) - added and §§ 17-501, 17-504(d) and (e), 17-508(c), and 17-509 - amended

Assigned to: Health and Government Operations

HB 57 Delegate B. Robinson**DEPARTMENT OF HEALTH AND MENTAL HYGIENE – HEALTH CARE FACILITIES – ABUSER REGISTRY**

Requiring the Secretary of Health and Mental Hygiene to establish a registry that includes specified information on employees of health care facilities who were terminated for abusing or neglecting a specified individual in a health care facility; requiring the placement of the employee on the registry under specified circumstances; authorizing specified health care facilities to have access to the registry; prohibiting a health care facility from employing an individual listed in the registry; etc.

EFFECTIVE OCTOBER 1, 2013

HG, §§ 19-347.1 and 19-351(e) and (f) - added and § 19-351(a) - amended

Assigned to: Health and Government Operations

HB 58 Delegate Smigiel**SALES AND USE TAX – EXEMPTION – UNIVERSITY AND COLLEGE TEXTBOOKS**

Exempting from the sales and use tax a sale of a textbook that is bought by a full-time or part-time student enrolled at an institution of higher education.

EFFECTIVE JULY 1, 2013

TG, § 11-232 - added

Assigned to: Ways and Means

HB 59 Delegate McMillan**DEDICATED STATE FUNDS PROTECTION ACT**

Proposing an amendment to the Maryland Constitution prohibiting specified transfers of dedicated State funds to the General Fund except for specified purposes under specified circumstances; requiring the Governor to include specified provisions in the budget that provide for the repayment of specified dedicated State funds under specified circumstances within a specified period of time; and submitting the amendment to the qualified voters of the State for their adoption or rejection.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. III, § 53 - added

Assigned to: Appropriations

HB 60 **Delegates Smigiel and Dumais****CRIMINAL LAW – PROFESSIONAL COUNSELORS AND THERAPISTS
– CONDUCT (LYNETTE’S LAW)**

Prohibiting a specified professional counselor or therapist from engaging in a sexual act, sexual contact, or vaginal intercourse with a person who is receiving counseling from the professional counselor or therapist or received counseling from the professional counselor or therapist within a specified period of time; prohibiting a specified professional counselor or therapist from knowingly, and with intent to deceive, making a false statement concerning the person’s criminal record on an employment application; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-308 and CJ, § 5-106(z) - amended and CR, § 9-509 - added

Assigned to: Health and Government Operations